



# గుంటూరు జిల్లా రాజపత్రము

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అధికారమువలన ప్రచురించబడినది.

నెం. 1(1)

గుంటూరు, 2013వ సంవత్సరము, జనవరి నెల, 19వ తేది, శనివారము

Copy of:-

PROCEEDINGS OF THE COLLECTOR &  
DISTRICT MAGISTRATE: GUNTUR

PRESENT: SRI S.SUSRESH KUMAR, I.A.S.

[Proceeds Rc.No. 35/2010/C4, Date: 6-10-2012]

Sub ÷ Caste verification-Guntur  
District- Guntur Mandal-Ankama  
Nagar, Guntur-Complaint filed by  
Sri Inturi Linga Reddy S/o. Venkata  
Subba Reddy against Ch. Krishna  
S/o. Devasahayam Working as Sr.  
Assistant in the O/o. Commissioner  
of Sugar & Cane Commissioner,  
Hyderabad- Cancellation of  
"Hindu Madiga-SC" Caste Certifi-  
cate issued by the Tahsildar,  
Guntur-Orders issued.

Read ÷ 1. Rc. No. 4432/09/B2, dated  
19-12-09 of the Commissioner  
of Sugar & Cane Commissioner,  
Andhra Pradesh, Hyderabad.

2. Note orders of the Collector &  
District Magistrate, Guntur  
dated 30-5-10.
3. Findings of the DLSC., dated  
26-8-10/4-9-10.
4. This office Notice dated  
15-12-10
5. Explanation of Sri Ch. Krishna,  
dated 13-1-2011, 3-12-11 and  
8-12-11.
6. Order in WP No. 30765 of  
2010 of the High Court of  
Judicature, Andhra Pradesh,  
Hyderabad dated 8-12-2010.
7. Order in WP No. 8484 of 2012  
of the High Court of Judicature  
Andhra Pradesh, Hyderabad  
dated 27-3-2012.
8. Other connected papers.

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The Commissioner of Sugar & Cane  
Commissioner, Hyderabad has informed that Sri  
Inturi Linga Reddy S/o Venkata Subba Reddy,

R/o Nallapadu of Guntur Mandal while enclosing a copy of adoption Document No. 220 of 1983, Transfer Certificate of 10<sup>th</sup> Class and Study Certificate in respect of Sri Chintagunta Krishna, Presently working as Senior Assistant in the Office of Commissioner of Sugar & Cane Commissioner, Hyderabad, represented that Sri Chintagunta Krishna S/o Devasahayam, is originally the son of Sri Kolli Raghava Reddy and his original Name was Kolli Krishna Reddy who belongs to Reddy caste; for the purpose of securing Government Job, Sri Kolli Krishna Reddy created a fraudulent document to the effect that he went in adoption to one Chintagunta Devasahayam who is a SC (Madiga), only to claim the benefit under reservation quota. He has further stated that his original date of birth is 04-05-1963 which was also noted in his school certificate i.e. S.K.B.M. Pl. Corporation High School, A.T. Agraharam, Guntur vide admn. No. 2184/21.7.73 and the same was altered as 25.12.1967 in the conduct certificate of gorla Hanimi Reddy - Mettu China Malla reddy Junior College, Guntur and he secured government Job and requested to cause detailed enquiry on the complaint filed by Sri Inturi Linga Reddy.

The then Tahsildar, Guntur was directed to enquire into the matter and submit report.

The Tahsildar, Guntur in his Rc. No. 641/10-F, dated 12-3-2010 reported that Sri Kolli Krishna Reddy is the second son of Sri Kolli Raghava Reddy and Smt. Kolli Santama. His date of birth is 04-05-1963. He studied 1<sup>st</sup> to 4<sup>th</sup> classes in Santhi Nikethan, Brodipet, 5<sup>th</sup> class in Rama Krishna Vidyalayam, 6<sup>th</sup> to 10<sup>th</sup> class in S.K.B.M. Municipal Corporation High School, A.T. Agraharam, Guntur in the name of Sri Kolli Krishna Reddy and the date of Birth as 04-05-1963. In the year 1983 i.e., at the age of 19 years, an "adoption deed" was registered that the said Kolli Krishna Reddy was adopted by Smt. Chintagunta Mariyamma who resided in the house of Kolli Raghava reddy as a tenant and she belongs to Christian (Madiga EC-C). It is reported that in fact, the individual had not resided with Smt. Chintagunta Mariyamma at any time; later he married the daughter of Gopu Anji Reddy of

Challagundla village of Nekarikallu Mandal in the year 1989 or 1990 at Police Kalyana Mandapam, Guntur. After creating the above adoption deed, Sri Kolli Krishna Reddy changed his name as Chintagunta Krishna S/o Mariyamma, date of birth was also changed as 25.12.1967 and caste was changed as SC (Hindu - Madiga). He got Matriculation certificate in the year 1984 with the false date of birth i.e. 25.12.1967, Intermediate in Andhra Christian College and B.A. at Reddy College in the name of Chintagunta Krishna and Date of Birth as 25.12.1967 and caste as S.C. (Hindu - Madiga). The Tahsildar, Guntur recommended that the matter may be placed before the district Level Scrutiny committee for suitable action. Accordingly, the Collector, Guntur directed to place the matter before the DLSC.

Notice dated 8-4-2010 to attend on 16-4-2010, Notice dated 20-4-2010 to attend on 1-5-2010, Notice dated 10-5-2010 to attend on 22-5-2010, Notice dated 15-6-2010 to attend on 26-6-2010 and Notice dated 29-6-2010 to attend on 8-7-2010 were issued to the individual requiring him to attend before the DLSC on the following dates i.e. 1-5-2010, 22-5-2010 and 8-7-2010 and gave recorded evidences to support his caste claim.

Sri Inturi Linga reddy, petitioner in this case appeared before the Committee on 1-5-2010 and has given a statement that he is a resident of Nallapadu Village, working as Lorry Driver. In connection with a dispute relating to a house site with Kolli Krishna Reddy and Kolli Narasimha Reddy, sons of his maternal uncle, Kolli Raghava Reddy, the Police informed him that it may lead to SC/ST Atrocity case. Since Sri Inturi Linga Reddy know that Kolli Krishna Reddy belongs to reddy Caste, he made enquiries as to how SC/ST atrocity was applicable in this caste and came to know that an adoption deed No. 220/83 was registered to the effect that Kolli Krishna Reddy, second son of his maternal uncle was taken in adoption in the year 1983 by Chintagunta Mariyamma W/o Devasahayam, then he obtained the T.C. from SKMB High School, A.T. Agraharam, which shows that Kolli Krishna Reddy S/o Raghava Reddy, studied 6<sup>th</sup> to 10<sup>th</sup> classes in that school and his caste

recorded as "Reddy" and date of birth as 4-5-1963. Later he changed his name as Ch. Krishna S/o Mariyamma and studied Sr. Inter in GHR & MCMR, College, Guntur. He also stated that Krishna resided with his original parents at Ankamma Nagar but he never resided with the said adopted mother, Chintagunta Mariyamma.

Sri Kesari Siva Sankara Reddy, cousin, and Sri Kolli Narasimha Reddy, brother of Chintagunta Krishna submitted in their representation on 1-5-10 stating that Krishna was taken for adoption at a very early age by Chintagunta Mariyamma and was brought up by her.

Ch. Krishna attended before the DLSC on 1-5-2010 at 11.00 AM and requested for time to submit evidence relating to his caste claim and accordingly he is directed to attend before the Committee on 22-5-2010 to produce evidence to prove his claim. He appeared before the committee and submitted a representation stating that his date of birth was 25-12-1967 and his parents are Chinthagunta Mariyamma and Late Devasahayam and that they belong to Hindu Madiga. He gave the particulars of his study as shown below.

1. 1st class to 5<sup>th</sup> class in Adi Andhra Aided Elementary School, Kankaragunta, Guntur from 1972 to 1977.
2. Matriculation in 1984.
3. 1984-85 Junior Inter in A.C. College, Guntur.
4. 1985-86 to 1986-89 Sr. Inter & Degree in Gorla Hanimi Reddy Mettu China Malla reddy College, Guntur and also completed English & Telugu Higher Grade Type writing Exams.
5. Passed APPSC, Group IV test in 1987 and joined as Typist in the O/o Commissioner of Sugar, Hyderabad in 1989 and continuing there till now.

He stated that his in-laws offered him their daughter in marriage after seeing his photographs in the news papers as he was District and state, National level sportsman duly approaching him and

without thinking about caste and other particulars, he married the bride belonging to 'Reddy caste' as they belong to a good traditional family. He was known as Chinthagunta Krishna S/o Ch. Mariyamma W/o Late. devasahayam throughout his entire educational career but was never treated as Kolli Krishna Reddy S/o Raghava Reddy. He further stated that the petitioners Inturi Venkateswara reddy and Inturi Linga Reddy fabricated forged certificates and filed false allegations against him and hence it was referred to the Collector, Guntur by his Office for verification of his caste. He also stated the matter was referred to the Tahsildar, Guntur and the Tahsildar submitted his report to the Collector, Guntur, but all the findings of the Tahsildar are wrong, as the Tahsildar reported that he studied 1<sup>st</sup> to 4<sup>th</sup> classes at Santhinikthen, Brodipet, 5<sup>th</sup> class at Ramakrishna Vidyalayam, 6<sup>th</sup> to 10<sup>th</sup> in SKBM Municipal Corporation High School, A.T. Agraharam. He requested to verify the original records relating to the above schools and take decision regarding his caste and date of birth and do justice. He filed the following papers.

- a. the record sheet of Adi Andhra Aided Elementary School, Anjaneyapeta showing his name as Chintagunta Krishna, date of birth as 25-12-1967, caste as Hindu Madiga, father's name Ch. Devasahayam, guardian name Ch. Mariyamma.
- b. Caste Certificate issued by Tahsildar, Guntur dated 25-8-1983 as Hindu Madiga.
- c. T.C., issued by G. Hanimi Reddy & China Mallareddy College, Guntur showing his caste as SC-Madiga.
- d. Various certificates showing his name as Ch. Krishna.
- e. Caste Certificate issued by Mandal Revenue Officer, Khairatabad Mandal dated 19-11-2004.

The commissioner of sugar in his office Rc. No. 4432/2009/B2, dated 28-5-2010 sent a copy of SC Hindu Madiga Caste Certificate dated 25-8-1983 issued to Ch. Krishna by the M.R.O.,

Guntur for the perusal of the collector .

Again the DLSC met on 8-7-2010 and the Joint Collector & Chairman of the DLSC personally enquired 1) Smt. Ch. Mariyamma, 2) Siva Sankara Reddy, 3) K. Narasimha Reddy and 4)Inturi Venkateswarreddy .

The gist of their depositions are as follows:  
Smt. Ch. Mariamma

Smt. Ch. Mariamma stated that she had only three female children and she had taken Krishna Reddy for adoption 40 yrs back, when they went for work and came across his father , got acquainted with the family and took him for adoption. She stated that she gave him schooling up to 5th Class at Kankaragunta school, later he didn't listen to her and did what he liked. When questioned about their property particulars, she replied that she had only one house and sold it away recently. she stated that she did not know the dept. in which his adopted son is working but she went to Hyderabad four or five times. She stated that her daughters were aged 6, 4 and 3 years at the time of the adoption and that Krishna was present at the time of her daughters' marriages and also helped her financially. When questioned about the particulars of the family with whom Krishna was allied in marriage, she replied she did not know the particulars except the name of her daughter-in-law as Kumari and only went to the marriage on message that it was fixed. When questioned about the caste of her daughter-in-law she replied that they belong to reddy caste.

Statement of siva sankara reddy s/o maternal Uncle of Ch. Krishyna, Nudurupadu (V) of Phirangipuram:

He stated that 18 years ago, marriage of Ch. Krishna was performed and that he also attended the marriage. the marriage was fixed by his maternal uncle and Mariyamma also attended the marriage and that he did not know where the newly married couple went after the marriage. He also stated that Krishna was brought up by Mariyamma and at present working at Hyderabad and when questioned to which caste Krishna belongs he stated

that he was born in Reddy caste, brought up by Mariyamma and married in Reddy caste.

Statement of Sri K. Narasimha Reddy S/o Raghava Reddy, brother of Ch. Krishna:

He stated that his brother 's adoption was known to him through his father after he was grown up. He stated that the marriage of Ch. Krishna was performed at Police parade ground with the daughter of China Gopi Reddy , Challandlagundla Village, belonging to reddy caste, as per Hindu traditions.

Statement of Sri Inturi Venkateswarreddy, Head Constable, Nallapadu Village, Guntur Mandal :

He stated that Ch. Krishna is the son of his maternal uncle Kolli Raghava Reddy , all of them were brought up at their uncle's house at Ankama Nagar , Mariyamma lived in the house opposite to his uncle's house. He did not know that Krishna was taken in adoption by Mariyamma. He was known as Kolli Krishna Reddy only upto 1983. Mariyamma gave one of her children in adoption to others as she could not bring them up. She did not bring up Ch. Krishna reddy , He stated that he himself booked Police Kalyanamandapam for the marriage of Krishna Reddy .

After perusing the entire record placed before the DLSC and enquiring the relatives and the individual the following observations are made.

1. As seen from the adoption document No. 220, dated 22-8-1983 the adoption deed was executed by Smt. Ch. Mariyamma W/o Late, Devasahayam and Kolli Raghava Reddy S/o Koti Reddy, that Kolli Krishna Reddy , second son of Raghava Reddy was orally adopted by Ch. Mariyamma at the age of 1 year and after 15 years a Registered adoption deed was executed. It is observed that the individual was 19 years of age at the time of registering the document. As per the Hindu Adoption and Maintenance Act. 1956; Sec. 10 (iv) reads that



"he or she who has not completed the age of 15 years unless there is a custom or usage applicable to the parties which permits persons who have completed age of 15 years being taken in adoption"

As seen from the above document the individual is observed to be above 16 years of age at the time of executing the deed. The individual did not submit any evidence showing that he was adopted by Smt. Ch. Mariyamma earlier at the age of one year itself as mentioned in the document except producing an unregistered document showing that he was adopted by Chintagunta Mariyamma in the presence of two witnesses.

This statement is rejected by Mariyamma.

- 2 The individual submitted a copy of the record sheet for the years 1972 to 1976 from Adi Andhra Aided Elementary School, Kankargunta showing his name as Chintagunta Krishna S/o Late Devasahayam, but the name change was mentioned only in the registered document of adoption dated 22-8-1983, saying that he would be henceforth called as Chintagunta Krishna.

The tahsildar, Guntur stated that there is no school existing with this name.

- 3 It is observed that Ch. Krishna was married to a woman belonging to the 'Reddy community' i.e. the daughter of Gpu Anji Reddy of Challagundla village of Narakallu Mandal which it clearly shows that the SC community did not accept him and physically he never lived with his adopted mother.  
Mariyamma also categorically stated that Krishna Reddy has never lived with her and not taken meals in her home even for a single day.

- 4 As per the guidelines issued by the Government of Andhra Pradesh, Social Welfare (CV) Department, Circular Memo No. 10956/ CV. 1/97-2, dated 16-2-1998, the certificate issuing authority should satisfy himself that all the requirements of Law have been complied with. He should also take into account the behaviour of the child after adoption whether he physically lives and is supported by his adoptive parents and receives no financial assistance from his original parents. In this case the individual failed to prove that he physically lived with the adopted parents and was supported by them through any documentary evidence.

It is observed that the individual has not severed his relatives with his natural parents.

- 5 It is confirmed in the enquiry basing on the records available, that Kolli Krishna Reddy S/o Kolli Raghava Reddy, changed his name as Ch. Krishna S/o Smt. Chintagunta Mariamma and caste status as Hindu Madiga only with a view to derive benefits reserved for SCs unauthorizedly with a mala fide intention. He has not been living with his adopted mother and never lived with her and also not married to any SC Girl, instead he married 'Reddy caste girl', it is also surprising that his adopted mother did not know the employment of her adopted son and his whereabouts are also not known to her.

- 6 Regarding the issue of the caste certificates in case of adoption children by Scheduled caste & Scheduled tribe parents, the powers are delegated to Joint Collectors who shall issue caste certificates to the children below 15 years of age. Where the case relates to an adoption of a married person or of a person of the age of 15 years and above, the certificate shall be required to be given by the District Magistrate. Thus the caste certificate issued to the individual by the Tahsildar, Guntur, dated 25-8-1983, caste certificate issued by Mandal revenue

Of ficer , Khairatabad Mandal dated 19-11-2004 and the caste certificate issued by the Tahsildar ., Guntur on 25-8-1983 are not valid as they were issued after the individual attained the age of 15 years and the same are liable to be cancelled.

After due enquiry by the D.L.S.C., the findings are finalized by 4-9-2010 as follows:

"That the candidate claimed SC Madiga and obtained SC certificates from the Tahsildar , Guntur and also the M.R.O. Guntur , on a fictitious plea that he had been adopted by Chintagunta Mariyamma who belongs to Christian Madiga (BC-C). The individual obtained the SC certificate fraudulently to derive the benefits meant for the SCs by falsely creating the adoption deed, thus depriving the genuine SCs of their benefits and also obtained job in the SC category and enjoying the same till now. Moreover the SC certificates were obtained from the Tahsildar and M.R.O., who are not competent to issue such certificates in adoption cases and the certificates issued by the Tahsildar or the M.R.O. Guntur need to be cancelled, and it is further recommended that the facts may be informed to the Commissioner of Sugar & Cane Commissioner , Hyderabad and the Collector , Hyderabad may also be requested to cancel the SC caste certificate issued by the M.R.O Khairatabad and also to examine if the children of Ch. Krishna are also being treated as SCs, and whether they had obtained any certificates to that effect.

The individual has filed a W rit Petition No. 30765/2010 before the Hon'ble High Court challenging the recommendations made by the District Level Scrutiny Committee to cancel the caste certificate and the Hon'ble High Court directed on 8-12-2010 to give an opportunity of either representing through an application or hearing in person of the individual .

As per the procedure prescribed, and to comply the orders of the Hon'ble High Court the individual was given notice on 15-12-2010 requiring him to file his objections and claims within 15 days. Thus, the orders of the Hon'ble High Court are also complied with.

In reply to this office notice dated 15-12-2010, the individual has filed his reply on 13-1-2011 which was received in this office on 17-11-2011. He stated that the District Level Scrutiny Committee did not take into account any of the documents produced by him. If the committee had any doubt with regard to the genuineness of the documents which were submitted by him, the committee should have ordered an enquiry to verify the genuineness of the documents, but the committee brushed aside all the documents which he placed before the committee to show that his date of birth as 25-12-1967 and that he was called as Chintagunta Krishna S/o Late Chintagunta Devasahayam right from his childhood that it was stated in the Adoption Deed dated 22-8-1983 and that it was clearly stated that he was given in adoption when he was one year old boy. Merely because a word "henceforth" has been used, the committee cannot brush aside the entire evidence that he had adduced before it i.e. the certificate issued by

1. Aadi Andhra Aided Elementary School showing that his date of birth is 5-12-1967 and he is Hindu-Madiga, his father's name as Ch. Devasahayam and showing that he studied 1<sup>st</sup> to 5<sup>th</sup> class and left the school on 12-6-1977 at 10 years age.
2. The certificate issued by Andhra University-Matriculation showing his date of birth as 25-12-1967.
3. The Certificate issued by GMR College, Guntur showing that he had studied Intermediate from 1985-86 and Degree 1986-89.
4. Junior Inter studied in AC College, Guntur from 1984-85.

He alleged that the committee utterly failed to examine the certificates or discuss the same in its report. It is merely relied upon the word "henceforth" in the Adoption Deed and that he was married to a woman belonging to a Reddy commu-

nity to come to a conclusion that he was not brought up by the adopted parents. There is no other document examined by the District Level Committee, though the allegation is made by Inturi Linga Reddy that he had studied 6<sup>th</sup> to 10<sup>th</sup> classes at SKBM High School at A.T. Agraharam and the TC show that his date of birth is 4-5-1963 and further alleged that he had studied Sr. Intermediate in GHR MMR College showing his original parents but not adopted mother Chintagunta Mariyamma.

He further stated that the report submitted by the District Level Committee basing on the statements recorded by it and the report of the Mandal Revenue Inspector cannot be relied upon. It is also pertinent to mention here that he had submitted a detailed explanation to the Committee along with the statement of his adopted mother and his natural brother and his natural uncle Sri Siva Sankara Reddy. The Committee has totally ignored the statement given by Sri Siva Sankara Reddy wherein he has clearly stated that he was adopted at a very young age and he was brought up by his adopted parents i.e. Chintagunta Mariyamma.

He further submitted that though he was born in a Reddy caste to Kolli Raghava Reddy and Smt. Kolli Shantamma as a second son, he was given in adoption when he was one year old to Chintagunta Devasahayam and Chintagunta Mariyamma. At the time of adoption late Devasahayam died and therefore Smt. Chintagunta Mariyamma had adopted him since she had three daughters and there was no male member to look after the family. At that point of time Smt. Chintagunta Mariyamma, his adopted mother was financially sound and his natural father was only a lorry Driver.

At this juncture, the Hon'ble High Court of Andhra Pradesh, Hyderabad in their order dated 27-3-2012 in WP No. 8484 of 2012 filed by Ch. Krishna S/o. Late Devasahayam, Hyderabad has directed to complete the enquiry in this case and pass appropriate orders on merits within a period of four months from the date of receipt of the order.

A summary of the proceedings taken place before the D.L.S.C., in this case is as follows:

The Commissioner of Sugar & Cane Commissioner, Hyderabad has informed that Sri Inturi Linga Reddy S/o Venkata Subba Reddy, R/o Nallapadu while enclosing a copy of adoption Document No. 220 of 1983, Transfer Certificate of 10<sup>th</sup> Class and Study Certificate in respect of Sri Ch. Krishna, presently working as Senior Assistant in the Office of Commissioner of Sugar, Hyderabad, represented that Sri Ch. Krishna S/o Devasahayam, is originally the son of Sri Kolli Raghava Reddy and his original name was Kolli Krishna Reddy who belongs to Reddy caste. He stated that for the purpose of securing Government Job, Sri Kolli Krishna Reddy created a fraudulent document stating that he went in adoption to one Chintagunta Devasahayam who is a SC (Madiga), only to claim the benefit under reservation quota. He has further stated that his original date of birth is 04-05-1963 which was also noted in his school certificate and the same was altered as 25-12-1967 and he secured Government Job, and requested to cause detailed enquiry on the complaint filed by Sri Inturi Linga Reddy.

The Collector, Guntur instructed to place the matter before the DLSC. After perusing the entire record placed before the DLSC. and enquiring the witnesses by the following observations are made by the D.L.S.C.

As seen from the adoption document No. 220, dated 22-8-1983 the adoption deed was executed by Smt. Ch. Mariyamma W/o Late Devasahayam and Kolli Raghava Reddy S/o Koti Reddy, that Kolli Krishna Reddy, second son of Raghava Reddy was said to be orally adopted by Ch. Mariyamma at the age of 1 year and after 15 years a Registered adoption deed was executed. It is observed that the individual was more than 16 years of age at the time of registering the document. As per the Hindu Adoption and Maintenance Act, 1956; Sec. 10 (iv) reads that

"he or she has not completed the age of 15 years cannot be given in adoption unless there is a custom or usage applicable to the parties which permits persons who have completed age 15 years being taken in adoption".

As seen from the above document the individual is observed to be more than 16 years of age at the time of executing the deed. The individual did not submit any evidence showing that he was adopted by Smt. Ch. Mariyamma earlier at the age of one year as mentioned in the document except producing an unregistered document showing that he was adopted by Chintagunta Mariyamma in the presence of two witnesses.

As per the guidelines issued by the Government of Andhra Pradesh, Social Welfare (CV) Department, Circular Memo No. 10956/CV.1/97-2, dated 16-2-1998, the certificate issuing authority should satisfy himself that all the requirements of Law have been complied with. He should also take into account the behaviour of the child after adoption whether he physically lives and is supported by his adoptive parents and receives no financial assistance from his original parents. In this case the individual failed to prove that he physically lived with the adopted parents and was supported by them through any documentary evidence. It is also observed that the Tahsildar, Guntur reported that Ch. Mariyamma belongs to Christian Madiga and not SC. In that case the individual cannot claim Hindu status without obtaining necessary orders from the Revenue divisional Officer concerned as per Circular Memo No.10956/CV. 1/97-2, dated 16-2-1998 issued by the Social Welfare Department, Andhra Pradesh, Hyderabad.

In this connection a perusal of the statement given by Smt. Chintagunta Mariyamma on 19-2-2010 before the Mandal Revenue Inspector, Guntur reveals that Chintagunta Mariyamma is a believer in Christ and following Christian religion, she never went to Hindu temples, she had 3 daughters, all remarried, her eldest daughter is staying with her, she is dependent on cooli for livelihood her daughters also dependent on cooli. She stated that after the death of her husband she had resided in the house of Kolli Raghava Reddy, at Ankamma Nagar for rent for about one year. At that time Kolli Raghava Reddy got prepared an adoption deed to the effect that Kolli Krishna Reddy the second son was given in adoption to her, even though she had no intention to such adoption and reluctantly signed on the pa-

pers at the behest of Krishna Reddy. But said Kolli Krishna Reddy had never stayed with her nor taken food in her house even for a single day. She stated that the said Krishna Reddy was never stayed under her care or guardianship at any point of time. She is not aware that Krishna Reddy changed his name as Chintagunta Krishna, she did know about the Government employment of said Kolli Krishna Reddy and about his marriage. She had no knowledge with whom said Krishna Reddy was married, she also did not know about the whereabouts of Kolli Raghava Reddy and Santhamma since she had stayed in the house of Kolli Raghava Reddy only one year and thereafter she shifted some other rented house. She categorically stated that she had no need to take Krishna Reddy in adoption. She never signed any application in the name of Chintagunta Krishna for college admission purpose. She added that Kolli Krishna Reddy was aged about 19 years at the time of preparation of the adoption deed.

The Head Master, SKBM Mpl. Corporation High School, AT Agraharam, Guntur has stated that Kolli Krishna Reddy S/o Raghava Reddy studied in their High School upto 10<sup>th</sup> class from 21-7-1973 to 5-3-1979 with admission No. 2184 and his caste is Reddy and the date of birth is 4-5-1963 as per the School TC.

The Tahsildar, Guntur in his report dated 12-03-2010 stated that, Kolli Krishna Reddy S/o Raghava Reddy whose date of birth is 04-05-1963, later changed his date of birth as 25-12-1967 with Matriculation certificate with date of birth as 25-12-1967 and name as Chintagunta Krishna in pursuance of adoption deed registered in the year 1983. The Tahsildar stated that, the boy was aged about 19 years at the time of registration of the adoption deed. Mariyamma belongs to Christian religion, she got three female children and she was residing on rent basis in the house of Kolli Raghavareddy after the death of his husband Devasahayam, she never asked to give Krishna Reddy in adoption to her. The adopted boy never stayed with her, later she shifted her residence to another rented house and she has no information about the adopted boy or his parents.



The present Tahsildar, Guntur submitted report dated 15-09-2012 stating that, there is no school by name Adi-Andhra Aided Elementary School at Kankaragunta in existence in which the individual claims to have studied from 1<sup>st</sup> to 5<sup>th</sup> class.

It is confirmed in the enquiry basing on the records available, that Kolli Krishna Reddy S/o Kolli Raghava Reddy, intentionally changed his name as Ch. Krishna S/o Smt. Chintagunta Mariamma under the guise of adoption deed with a view to derive benefits intended for SCs with a malafide intention and not with a good intention since he has not been living with his adopted mother and never lived with her and also not married to the SC Girl instead he married 'Reddy caste girl', which fact is also not aware by his adopted mother besides, it is also surprising that his adopted mother did not know the employment of her adopted son and his whereabouts also not known by her as per her own statement dated 19-02-2010 given before the MRI, Guntur. She has also stated that the adoption deed was almost forced on her without her will. She stated that he never stayed under her care and never had any meal for a single day.

The Ministry of Home Affairs, Government of India issued circular instructions bearing Memo No. 35/1/72-R.U (SCT-V), dated 2-5-1975 with regard to issue of caste certificates in adoption cases as follows.

"Great care has to be exercised in dealing with cases where a person claims to be Scheduled Caste on the ground that he has been adopted by a Scheduled Caste person. The validity of the adoption has to be clearly established before any caste certificate can be given. It is for the party to prove his claim by cogent and reliable evidence.

(i) The requirement of valid adoption are given in Sections 6 to 11 of the Hindu Adoptions and Maintenance Act, 1956 (relevant extracts of which are attached). The actual giving and taking of the child in adoption is a mandatory requirement and thereafter the adopted child is deemed to

be the child of his or her adoptive father or mother for all purposes and the child severs all ties with the family of his or birth.

Ordinarily, no child who has attained the age of 15 years or who is married can be given in adoption unless there is a custom or usage applicable to the parties.

(ii) In deciding whether an adoption is valid the certificate issuing authority should satisfy himself that all the requirements of Law have been complied with. He should also take into account the behaviour of the child after adoption whether he physically lives with and is supported by his adoptive parents and receives no financial help from his original parents. In case these conditions are not satisfied, the certificate should be refused.

(iii) Where the case relates to an adoption of a married person or of a person of the age of 15 years and above, the certificate shall be required to be given by the District Magistrate, who shall, after making due enquiries as to the validity of the adoption and as to validity of the adoption and as to whether such adoption is permitted by a custom or usage applicable to the parties, make an endorsement to that effect on the certificate. such custom or usage should have been continuously and uniformly observed for a long time and obtained the force of law among the Hinduism of that particular area, or that community group or family provided that the custom or usage is certain and not unreasonable or opposed to public policy and in the case of custom or usage in respect of a particular family, that the custom or usage has not been discontinued. In addition it should be verified that all other conditions for a valid adoption, including the physical transfer of the adopted person to the family of the adoptive parents and that he has severed all ties with the original parents are fulfilled."

It is further observed that the signature of Mariyamma affixed in the statement given before the Mandal Revenue Inspector on 19-2-2010 and on the typed matter representation filed by the individual before the DSC, Guntur are not tallying with each other.

It is also revealed that the candidate claimed SC Madiga and obtained SC certificates from the Tahsildar, Guntur and the M.R.O. Guntur, stating that he had been adopted by Chintagunta Mariyamma, who stated during the enquiry that the adoption was not proposed by her and she was not even in any need of the adoption, she is not in relation with the adopted son and physically he never lived with her at any point of time. Therefore the individual obtained the SC certificate fraudulently to derive the benefits meant for the SCs by falsely creating the adoption deed, thus depriving the genuine SCs of their benefits and also obtained job in the SC category and enjoying the same till now. Moreover the SC certificates were obtained from the Tahsildar or M.R.O., who are not competent to issue such certificates in adoption cases and the certificates issued by the Tahsildar and the M.R.O. Guntur need to be cancelled, and the facts were already informed to the Commissioner of Sugar & Cane Commissioner, Hyderabad and the Collector, Hyderabad was also requested to cancel the SC caste certificate issued by the M.R.O. Khairatabad and also to examine whether the children of Ch. Krishna are also being treated as SCs, and whether they had obtained any certificates to that effect.

As per the records of SKBM Municipal Corporation High School, A.T. Agraharam, Guntur (A.P.) Sri Kolli Krishna Reddy S/o Raghava Reddy admitted in the school in 6<sup>th</sup> class vide Admission No. 2184/21-7-73 - VI and studied upto 10<sup>th</sup> class in the same school. As per the Admission Register his date of birth is 04-05-1963 (Fourth May Nineteen Sixty Three) and his caste is "Reddy". He passed SSC (Xth Class) with I Regd. No. 065051 in the year April 1979 with the following marks.

1.	First Language	-	45
2.	Second Language	-	31
3.	Third Language (English)	-	54
4.	Maths Composite	-	41
5.	General Science	-	49
6.	Social Studies	-	72
Total Marks			261 (copy enclosed)

While the matter is stood thus with malafide intention he got Matriculation Certificate (copy enclosed) with the date of Birth of 25-12-1967 said to be issued from Andhra University, Waltair in the year May 1984 with the name Krishna Chintagunta S/o Devasahayam and he studied Intermediate both at A.C. College, Guntur.. 1st Year and G. Hanimireddy, M. China Malla Reddy College, Guntur in 2nd year Inter and also Degree at the same G. Hanimireddy and M. China Malla Reddy College, Guntur.

It clearly shows that he acted with malafide intention in change of his caste and date of birth.

After going through the entire record and explanation offered by the individual, and the papers filed by the individual, it is proved that he fraudulently obtained the SC certificate to derive the benefits meant for the SCs by falsely creating the adoption deed, thus depriving the genuine SCs of their benefits and also got job under SC category and enjoying the same till now. It is observed that as per the instructions issued by the Government of India in their Circular No. 35/1/72RU (SCT-5) that the validity of adoption has to be clearly established before any caste certificate can be given. In the present case the individual was given in adoption after completion of 15 years. Where a person aged 15 years and above goes in adoption the person shall be required to take a certificate from the District Magistrate. In the present case the individual failed to prove that his adoption deed is a valid one and he has not produced any certificate issued by the District Magistrate. The caste certificates issued by the Tahsildar/MRO are not valid as

they are not competent to issue certificates in adoption cases as also the instructions issued by the Government of Andhra Pradesh in Circular Memo No. 10956/CV. 1/97-2, dated 16-2-1988 also not followed since Ch. Mariyamma, the adoptive mother stated to be a Christian.

In this connection the condition for valid adoption is that the physical transfer of the adopted person to the family of the adoptive parents and that he has severed all ties with the original parents shall be fulfilled.

The caste certificates in case of adoption of children by SC ST parents, the powers are delegated to the Joint Collectors and it is instructed to exercise greater care in issuing this type of certificate.

The Caste certificates in the above cases shall be issued only for the children's below 15 years of age. The adopted children shall live for a minimum period of 5 years with the adopted parents for issue of caste certificates in the adoption cases. None of the above conditions are fulfilled in the present case.

The individual performed his marriage in the presence of his natural parents and his adoptive mothers had no information about the marriage, the particulars of the girl whom he married etc., also not known to her, his place of employment not known to her. Further it is proved that the individual has not severed his relations with his natural parents, he also engaged in property transactions along with his natural brother Narasinha Reddy. He never physically stayed with Ch. Mariyamma, the adoptive mother it is therefore clearly established that none of the conditions in relation to a valid adoption are satisfied in this case. Further the report of the Head Master, SKEM Mpl. Corporation High School, A.T Agraharam, Guntur Kolli Krishna Reddy S/o Raghava Reddy studied in the school from 6th class to 10th class from 21-7-1973 to 5-3-1979 with admission No. 2184 and his date of birth 4-5-1963 and his caste is recorded as REDDY. While there is such recorded evidence available, the individual appears to have pursued studies with another name

changed his date of birth also which has to be thoroughly enquired into by the CID wing of Police. He obtained matriculation certificate with date of birth as 25-12-1967 with the name of Chintagunta Krishna S/o Devasahayam.

On the other hand the individual failed to prove his claim by cogent and reliable evidence. He has not produced any authenticated evidence to prove the adoption as genuine and that he has changed his name as per the valid procedure and obtained the caste certificates as per valid procedure, since the burden of proof lies on him.

In the circumstances discussed above, I, S. Suresh Kumar, I.A.S., Collector & District Magistrate, Guntur in exercise of the powers conferred by the Government U/s. 5(1) of the A.P. (SC, ST & BCs) Regulation of Issue of Community Certificate Act 16 of 1993 read with Rule 9(7) of A.P. (SC, ST & BC) issue of Community, Nativity and Date of Birth Certificate Rules 1997, communicated in G.O.Ms. No. 58, Social Welfare Department dated 12-5-1997 hereby cancel the "HINDU MADIGA (SC)" caste certificate issued to Sri Ch. Krishna S/o Devasahayam issued by the Tahsildar, Guntur on dated 25-8-1983 and subsequently if any.

Notification to this effect shall be published in Andhra Pradesh State Gazette.

An appeal lies to the Government against this order within 30 days from the date of receipt of this order.

S. SURESH KUMAR,  
Collector & Dist. Magistrate,  
Guntur.

#### NOTIFICATION

In view of the recommendations of the District Level Scrutiny Committee and in exercise of powers conferred Under Sec. 5(1) of the AP (SC, ST & BCs) Regulation of Issue of Community

Certificates Act 16 of 1993, read with Rule 9(7) of AP (SC, ST & BC) Issue of Community, Nativity and Date of Birth Certificate Rules, 1997 communicated vide G.O.Ms. No. 58, Social Welfare (J) Department, dated 12-5-1997, it is hereby declared that the "HINDU MADIGA - SC" Caste Certificate issued by the Tahsildar, Guntur, dated 25-8-1983 and any other caste certificate subsequently if any as Hindu Madiga - SC in respect of Sri Ch. Krishna S/o Devasahayam are hereby cancelled as the certificates are not validly issued as per the Government of India Circular Memo No. 35/1/72/RCS (SCT-5) dated 02-05-1975 and Government of Andhra Pradesh Circular Memo No. 10956/CV. 1/97-2, dated 16-2-1998.

S. SURESH KUMAR  
Collector & Dist. Magistrate.

Guntur,  
6th October, 2012.

[Rc. No. 35/10/C4.

Copy of:

PROCEEDINGS OF THE COLLECTOR &  
DISTRICT MAGISTRATE : GUNTUR  
PRESENT : SRI S.SURESH KUMAR, I.A.S.

Rc.No. 313/2011/C4 dated 16-10-2012.

Sb : Caste Verification -Guntur District -  
Guntur Town & Mandal - Verifica-  
tion of ST - Lambadi caste certifi-  
cate of Smt. Afroze Bano D/o. Md.  
Nooruddin Naik R/o. Israyelpet,  
Guntur - Cancellation of "ST-  
Lambadi" caste certificate issued by  
Mandal Revenue Officer, Guntur -  
Orders - Issued.

Read: 1. C. No. 20/VE-2/CI-II/VJA/  
2011, dated 3-2-2011 of the Addi-  
tional Superintendent of Police,  
Regl. Vigilance & Enforcement  
Officer, Vijayawada.  
2 Tahsildar, Guntur L.Dis. 81/11/F,

dated 18-2-2011

3. Complaint filed by Smt. Afroze  
Bano D/o. M. Dhanavath  
Nooruddin Naik, R/o  
Ganapavaram, Krishna District  
U/s. 5 of the AP(SC, ST & BCs)  
Regulation of issue of Community  
Certificate Act 1993 and Rules 1997  
before the Hon'ble District Collec-  
tor, Guntur.

4. Ir. Rc. T2/65/2011, dated  
23-2-2012 of the D.T.W.O., Guntur.

5. Other connected papers

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ORDER :

The Tahsildar, Guntur has reported that the  
Regl. Vigilance & Enforcement Officer, Vijayawada  
has requested to issue the genuiness of caste certifi-  
cate of Afroze Bano D/o. Md. Nooruddin Naik,  
resident of D.No. 15-2-72, Israyelpet, Guntur who  
obtained caste certificate as LAMBADI-ST from  
the then Mandal Revenue Officer, Guntur.

The Tahsildar, Guntur further stated that  
there is no record available in Tahsildar's office re-  
lating to the caste certificate of Afroze Bano. Dur-  
ing enquiry in the locality of Israyelpet and no blood  
relatives of the individual were traced. The indi-  
vidual has refused to give statement and orally stated  
that she studied upto Intermediate as Private candi-  
date and she did not produce relevant educational  
record etc., regarding her caste except the certifi-  
cate obtained from the then Mandal Revenue Of-  
ficer, Guntur vide No. 004897, dated 31-10-1998.

The Tahsildar, Guntur further stated that he  
addressed the then M.R.O., Guntur presently work-  
ing as Spl. Collector, Telugu Ganga Project, PSR  
Nellore District, and the officer replied that the caste  
certificate appears to be fabricated and not genu-  
ine. During the course of enquiry, the Tahsildar,  
Guntur approached the Principal, AC College,  
Guntur and verified the records and found that Afroze



Bano D/o. Nuruddin studied two years Intermediate Course with H.E.C. (Telugu) Medium group during the academic year 1991-92 & 1992-93 as belongs to Muslim by caste, which comes under OC category as per the college records.

Finally, the Tahsildar, Guntur has recommended that the matter may be placed before the District level Scrutiny committee to finalise the genuiness of the caste certificate of Afrose Bano D/o. Md. Nooruddin Naik.

The Collector was pleased to refer the matter to the DLSC on 5-4-2011. Meanwhile action was initiated against the individual by the competent authority, basing on the recommendations of the Tahsildar, Guntur. Aggrieved by this, the candidate filed a complaint before the Collector, that the Tahsildar, Guntur had not enquired properly and she was put to a great loss due to his report and requested for remedial measures, stating that she belongs to Lambada (ST) and not Muslim (OC) as reported by the Tahsildar.

Further she stated that her fore fathers had migrated from Ranga Reddy District to Guntur District since times immemorial and she was born and brought up in the Guntur Dist. She belongs to ST Sub Caste "LAMBADA" and she was born on 13th May 1973, and initially she had traditional primary education only and thereafter she had studies Intermediate at A.C. College, Guntur and also passed Diploma in Education (Distance Education Mode) in the year 2006.

She further stated that as per the legal procedure only, she had applied for issuance of Community, Nativity and date of Birth Certificate to the Mandal Revenue Officer, Guntur, who after being satisfied about the truth and genuiness about the particulars of community of the applicant and after following due procedure as per law was pleased to issue the Community, Nativity and Date of Birth Certificate on 31-10-1998 which showed the applicant as belonging to "LAMBADA - (ST)" community and on the strength of the said certificate, she is entitled to claim statutory and constitutional benefits as have been provided to her. She claimed

that she had duly submitted all her testimonials including educational as well as caste and community certificates to the District Educational Officer, Machilipatnam, Krishna district at the time of counseling and after thorough scrutiny of all the said testimonials, she was appointed as Teacher initially, That the said provisional appointment after training period was regularized by the authority concerned.

Previously the Revenue Divisional Officer, Guntur and District Tribal Welfare Officer, Guntur were directed to conduct enquiry; and submit report. But no report was received from them.

Notice dated 3-9-2011 to attend on 19-9-2011, Notice dated 22-9-2011 to attend on 17-10-2011, Notice dated 15-11-2011 to attend on 12-12-2011, Notice dated 25-1-2012 to attend on 6-2-2012 and Notice dated 17-3-2012 to attend on 8-7-2010 were issued to the individual requiring her to attend before the DLSC and adduce evidence in support of her caste claim.

The DLSC, conducted enquiry under the chairmanship of the Joint Collector on 17-10-2011 and the individual attended before the committee and gave a statement.

She stated that she belongs to Lambadi - ST caste. Her father Md. Nooruddin Naik who belonged to Lambadi-ST married Jubeda who is a Muslim. His father migrated from Rangareddy District to Guntur nearly 40 years back and survived as cooly. She is the only daughter to her parents. On the instance of the individual's marriage, both her father and mother were aggrieved and left the house. Subsequently, some body told her that Md. Nooruddin Naik, the father of the individual has died and her mother's whereabouts are not known.

Smt. Afrose Bano further stated that, she studied from 1st to 6th class in private convent as well as 10th class also as a private candidate and appeared the examinations through Government Boys' High School, Guntur, studied Intermediate in A.C. College, Guntur during the years 1991-92 & 1992-93 and completed during October 1996. Her father has obtained the caste certificate of the

individual as "ST-LAMBADA" in the year 1998 from the Tahsildar, Guntur.

She further stated that she was selected in D.S.C. 2000 under untrained category and worked temporarily for 2 years. Afterwards, she attended 2 years DIET training at Angaluru of Krishna district in the year 2003 and qualified in "Diploma in Education", (Distance education Mode) and there after her services were regularized as secondary Grade Teacher and she is at present working as Urdu teacher.

She further stated that she is a resident of Israelpet and married Sk. Umar who belongs to Muslim in 2000 at Durga Temple but did not claim any incentive from the Government for the inter caste marriage. After matrimony, she is living in Mylavaram for employment purpose with her husband who is working as a private electrician and they were blessed with two children and their ages are 7 and 4 years respectively. In 2009 she was transferred from Mylavaram to Gannavaram.

She further stated that though she belongs to Lambada - ST, she did not know the Lambada - ST anthropological and ethnological traits, deity, rituals, customs, language etc. She knows to write Urdu. She further stated that she is the only daughter to her parents and no blood relatives from her father side.

She further stated that the Regional Vigilance & Enforcement Officer, Vijayawada had referred to the Tahsildar, Guntur reported she is not LAMBADA-ST and that she belongs to MUSLIM which comes under OC category. Basing on the reports of the Tahsildar, Guntur, the District Educational Officer, Machilipatnam has kept her under suspension. There after she filed a petition before the Collector, Guntur with a request to execute the enquiry about her caste claim Lambada -ST in proper way and do justice. Finally she stated that the enclosures submitted with the representation filed before the Collector & District Magistrate, Guntur may be treated as the evidences to support her caste claim.

Sit. Afrose Bano has filed a memo before the Court of the Hon'ble District Collector, Guntur on 4-11-2011 and requested for time of two weeks to secure the witnesses on her side for recording their statement in support of her caste in the interest of justice or else she would be constrained to suffer immense loss and severe hardship. Her request was considered by the District Level Scrutiny Committee under the Chairmanship of the Joint Collector and the same was informed to her. But she failed to submit any evidences to support her caste claim as Lambada ST.

In the meanwhile, the Joint Collector and Chairman of the District Level Scrutiny has referred the matter to the District Tribal Welfare Officer, Guntur. The District Tribal Welfare Officer, Guntur has submitted his report vide Ir.Rc. T2/65/2011, dated 23-2-2012 stating that at the time of enquiry Sit. Afrose Bano gave a statement in writing that her father Md. Nuruddin Naik belonged to "Lambada - ST" Community and her mother Zubeda belongs to Muslim community. Her father belongs to Rangareddy District and migrated to Guntur before 40 years and settled in Guntur and married a Muslim woman and he got a daughter who grew to be Afrose Bano. Later disputes arose between Nuruddin and Zubeda and Nuruddin left the family and his whereabouts were not known. She further stated that she studied from 1st class to VIth Class in private school. Her caste was recorded in the TC as Lambada (ST) which was not a valid certificate and she appeared for SSC examinations privately. She studied Intermediate during 1991-93 in A. C. College, Guntur and the Principal, A. C. College disclosed the fact that Afrose Bano belonged to Muslim Community as per college records. She further stated that her father obtained caste certificate in her name in 1999 as she belong to Lambada (ST) Tribe. She appeared for DSC 2000 and was selected as SGT (Urdu) under untrained category in the ST reservation category. She completed apprenticeship and completed D. Ed. and later she was confirmed as SGT (Urdu).

The District Tribal Welfare Officer, Guntur further stated that she and her father lived out of their traditional habitation. The individual had only caste certificate and Private school TC in support

of her claim. She failed to produce relevant documentary evidences to prove her claim. She did not submit written material pertaining to her father, her grand father and her father's relatives, it is impossible to confirm her caste basing on the strength of the certificate she had. She is not even familiarised with Lambada traditions and culture. The District Tribal Welfare Officer, Guntur is therefore of the opinion that Afroze Bano failed to prove her claim as Lambada Tribe.

Finally, the District Tribal Welfare Officer, Guntur concluded that she does not belong to Lambada (ST) community and the caste certificate issued to her earlier by the Mandal Revenue Officer, Guntur should be cancelled.

In this circumstance stated that above, the District Level Scrutiny Committee examined the documentary evidences furnished by the individual before the District Level Scrutiny Committee and the opinion of the District Tribal Welfare Officer, Guntur and came to a conclusion that the caste certificates obtained by the individual as "ST - LAMBADA" vide No. 004897, dated 31-10-1998 from the Mandal Revenue Officer, Guntur was obtained by fraudulent means to derive the benefits meant for genuine STs and she is enjoying the same all these years and she now failed to produce any concrete evidence in support of her ST caste claim.

Accordingly the District Level Scrutiny Committee opined that in the event of failure of the individual to prove her caste claim as "LAMBADA - ST", the caste certificate issued by the Mandal Revenue Officer, Guntur vide No. 004897, dated 31-10-1998 need to be cancelled.

Agreeing with the recommendations of D.L.S.C. a final notice dated 17-3-2012 was issued by the Collector, Guntur to the individual requiring her to show cause why the "Lambada - ST" caste certificate issued by the Tahsildar, Guntur on 13-5-1977 to her should not be cancelled basing on the recommendations of the District Level Scrutiny Committee.

In this regard, the Advocate, for Smt. Afroze Bano has filed representations three times

i.e., representation date 29-3-2012, representation date 24-4-2012 and representation date 9-6-2012 for extension of time to give detailed answer to the show cause notice issued by this office and about 4 months time was consumed by him, but the individual could not avail the time given to her to file any explanation or evidence in support of her claim.

The individual failed to prove her claim by cogent and reliable evidence. She has not produced any authenticated evidence to prove her caste claim even though 4 months time was granted for the purpose as requested by her. In the above circumstances, the collector directed to issue final proceedings vide note order dated 31-8-2012.

As this stage the individual filed petition dated 23-8-2012 with a request to reopen the case and also permit the petitioner to submit the evidence and pass such other orders or orders in the circumstances of the case in the interest of justice. It is clearly established that issue is being dragged by the individual and her advocate for the last 5 months without filing any valid explanation.

In the circumstances discussed above, I, S. Suresh Kumar, I.A.S., Collector and District Magistrate, Guntur in exercise of the powers conferred by the Government under Section 5(1) of the A. P. (SC, ST and BCs) Regulation of issue of Community Certificate Act 16 of 1993 read with Rule 9(7) of A.P. (SC, ST and BC) issue of Community, Nativity and Date of Birth Certificate Rules, 1997, communicated in G. O. Ms. No. 58, Social Welfare Department, dated 12-5-1997, hereby cancel the "LAMBADA - ST" caste certificate issued by the Mandal Revenue Officer, Guntur to Smt. Afroze Bano D/o Md. Nooruddin Naik vide No. 004897, dated 31-10-1998 and subsequently if any.

Authentication to this effect shall be published in the A. P. State Gazette.

An appeal lies to the Government against this order within 30 days from date of receipt of this order.

S. SURESH KUMAR,  
Collector and District Magistrate,  
Guntur.

## NOTIFICATION

In view of the recommendation of the District Level Scrutiny Committee and in exercise of the powers conferred under Section 5(1) of the A. P. (SC, ST and BCs) Regulation of issue of Community Certificate Act 16 of 1993 read with Rule 9(7) of A.P. (SC, ST and BC) issue of Community, Nativity and Date of Birth Certificate Rules, 1997, communicated vide G. O. Ms. No. 58, Social Welfare(J) Department, dated 12-5-1997, it is hereby declared that the "LAMBADA - ST" caste certificate issued by the Mandal Revenue Officer, Guntur, vide No. 004897, dated 31-10-1998 in respect of Smt. Afroze Bano D/o Md. Nooruddin Naik is hereby cancelled as the certificate was not validly issued as per the Government of India Circular Memo No. 25/1/72/RCS (SCT - 5) and Government of A. P., Circular Memo No. 10956/CV.I/97-2, dated 16-2-1998.

S. SURESH KUMAR,  
Collector and District Magistrate.

Guntur,  
16<sup>th</sup> October, 2012.

[Rc. No. 313/11/C4